



3743
PATENT

Case Docket No. ESLABS.003A
Date: October 24, 2001

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s) : Timothy R. Knowles
Christopher L. Seaman

App. No. : 09/593,587

Filed : June 13, 2000

For : THERMAL INTERFACE

Group Art Unit : 3743

I hereby certify that this correspondence and all marked attachments are being deposited with the United States Postal Service as first class mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231, on

October 24, 2001

(Date)

Thomas R. Arno, Reg. No. 40,490

TRANSMITTAL LETTER

ASSISTANT COMMISSIONER FOR PATENTS
WASHINGTON, D.C. 20231

Dear Sir:

Enclosed are:

- (X) A Power of Attorney Form and Copy of Assignment.
- (X) A Verified Statement Claiming Small-Entity Status
- (X) Return prepaid postcard.
- (X) The Commissioner is hereby authorized to charge any additional fees which may be required, now or in the future, or credit any overpayment, to Account No. 11-1410.

Thomas R. Arno
Registration No. 40,490
Attorney of Record

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Energy Science Laboratories, Inc.)
App. No. : 09/593,587)
Filed : June 13, 2000)
For : THERMAL INTERFACE)
Examiner : Unknown)

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ESTABLISHMENT OF RIGHT OF ASSIGNEE TO TAKE ACTION
AND
REVOCATION AND POWER OF ATTORNEY

Assistant Commissioner for Patents
Washington, D.C. 20231

Dear Sir:

The undersigned is empowered to act on behalf of the assignee below (the "Assignee"). A true copy of the original Assignment of the above-captioned application from the inventor(s) to the Assignee is attached hereto. This Assignment represents the entire chain of title of this invention from the Inventor(s) to the Assignee.

I declare that all statements made herein are true, and that all statements made upon information and belief are believed to be true, and further, that these statements were made with the knowledge that willful, false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. § 1001, and that willful, false statements may jeopardize the validity of the application, or any patent issuing thereon.

The undersigned hereby revokes any previous powers of attorney in the subject application, and hereby appoints the registrants of Knobbe, Martens, Olson & Bear, LLP, 620 Newport Center Drive, Sixteenth Floor, Newport Beach, California 92660, Telephone (949) 760-0404, **Customer No. 20,995**, as its attorneys with full power of substitution and revocation to prosecute this application and to transact all business in the U.S. Patent and

App. No. : 09/593,587
Filed : June 13, 2000

Trademark Office connected herewith. This appointment is to be to the exclusion of the inventor(s) and his attorney(s) in accordance with the provisions of 37 C.F.R. § 3.71.

Please use **Customer No. 20,995** for all communications.

ENERGY SCIENCE LABORATORIES, INC.

Dated: 10 Oct 01

By: Timothy R. Knowles
Timothy R. Knowles

Title: President

Address: 6888 Nancy Ridge Drive
San Diego, California 92121

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Applicant or Patentee: Energy Science Laboratories, Inc.
Application or Patent No.: 09/593,587
Filed or Issued: June 13, 2000
For: THERMAL INTERFACE



Attorney: [Redacted] Socket No.: ESLABS.003A
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VERIFIED STATEMENT (DECLARATION) CLAIMING SMALL-ENTITY STATUS

I, the undersigned, do hereby declare that:

☒ I am an official of the small business concern empowered to act on behalf of the concern identified below:

NAME OF CONCERN: Energy Science Laboratories, Inc.

ADDRESS OF CONCERN: 6888 Nancy Ridge Drive, San Diego, California 92121

I further declare that the above-identified small business concern qualifies as a small business concern as defined in 13 CFR 121.12, and reproduced in 37 CFR 1.9(d), for purposes of paying reduced fees to the United States Patent and Trademark Office, in that the number of employees of the concern, including those of its affiliates, does not exceed 500 persons. For purposes of this statement, (1) the number of employees of the business concern is the average over the previous fiscal year of the concern of the persons employed on a full-time, part-time or temporary basis during each of the pay periods of the fiscal year, and (2) concerns are affiliates of each other when either, directly or indirectly, one concern controls or has the power to control the other, or a third party or parties controls or has the power to control both. I further declare that rights under contract or law have been conveyed to and remain with the small business concern identified above with regard to the invention described in the patent or application identified above.

The individual, concern or organization identified above has not assigned, granted, conveyed or licensed, and is under no obligation under contract or law to assign, grant, convey or license, any rights in the invention to any person who would not qualify as an independent inventor under 37 CFR 1.9(c) if that person had made the invention, or to any concern which would not qualify as a small business concern under 37 CFR 1.9(d) or a nonprofit organization under 37 CFR 1.9(e).

If the rights held by the above-identified individual, concern or organization are not exclusive, each individual, concern or organization having rights in the invention are identified below. Each such individual, concern or organization must file separate verified statements averring to their status as small entities.

***NOTE: Separate verified statements are required from each named person, concern or organization having rights to the invention averring to their status as small entities. (37 CFR 1.27).**

FULL NAME:

ADDRESS:

☐ INDIVIDUAL ☐ SMALL BUSINESS CONCERN ☐ NONPROFIT ORGANIZATION

I acknowledge the duty to file, in this application or patent, notification of any change in status resulting in loss of entitlement to small-entity status prior to paying, or at the time of paying, the earliest of the issue fee or any maintenance fee due after the date on which status as a small entity is no longer appropriate. (37 CFR 1.28(b)).

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this verified statement is directed.

NAME OF PERSON SIGNING: Timothy R. Knowles

TITLE OF PERSON (if not an owner or individual): President

ADDRESS OF PERSON SIGNING: 6888 Nancy Ridge Drive, San Diego, California 92121

SIGNATURE: Timothy R Knowles
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090600

DATE: 10 Oct 2001

Application No.: 09/593,587
Filing Date: June 13, 2000

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Client Code: ESLABS.003A
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ASSIGNMENT

WHEREAS, We, Timothy R. Knowles, a United States citizen, residing at 13742 Mercado, Delmar, California, 92014, and Christopher L. Seaman, a United States citizen, residing at 13201 Carolee Avenue, San Diego, California, 92129, have invented certain new and useful improvements in a THERMAL INTERFACE for which we have filed an application for Letters Patent in the United States on June 13, 2000; Application No. 09/593,587;

AND WHEREAS, ENERGY SCIENCE LABORATORIES, INC. (hereinafter "ASSIGNEE"), a California Corporation, with its principal place of business at 6888 Nancy Ridge Drive, San Diego, California 92121, desires to acquire the entire right, title, and interest in and to the said improvements and the said Application:

NOW, THEREFORE, in consideration of the sum of One Dollar (\$1.00) to me in hand paid, and other good and valuable consideration, the receipt of which is hereby acknowledged, we, the said inventors, do hereby acknowledge that we have sold, assigned, transferred and set over, and by these presents do hereby sell, assign, transfer and set over, unto the said ASSIGNEE, its successors, legal representatives and assigns, the entire right, title, and interest throughout the world in, to and under the said improvements, and the said application and all divisions, renewals and continuations thereof, and all Letters Patent of the United States which may be granted thereon and all reissues and extensions thereof, and all rights of priority under International Conventions and applications for Letters Patent which may hereafter be filed for said improvements in any country or countries foreign to the United States, and all Letters Patent which may be granted for said improvements in any country or countries foreign to the United States and all extensions, renewals and reissues thereof; and we hereby authorize and request the Commissioner of Patents of the United States, and any Official of any country or countries foreign to the United States, whose duty it is to issue patents on applications as aforesaid, to issue all Letters Patent for said improvements to the said ASSIGNEE, its successors, legal representatives and assigns, in accordance with the terms of this instrument.

AND WE HEREBY covenant and agree that we will communicate to the said ASSIGNEE, its successors, legal representatives and assigns, any facts known to us respecting said improvements, and testify in any legal proceeding, sign all lawful papers, execute all divisional, continuing and reissue applications, make all rightful oaths and generally do everything possible to aid the said ASSIGNEE, its successors, legal representatives and assigns, to obtain and enforce proper patent protection for said improvements in all countries.

IN TESTIMONY WHEREOF, I hereunto set my hand and seal this 10th day of October, 2001.

Timothy R. Knowles
TIMOTHY R. KNOWLES

STATE OF California }
COUNTY OF San Diego } ss.

On October 10, 2001, before me, Ursula Santiago Notary Public, personally appeared Timothy R. Knowles personally known to me (or proved to me on the basis of satisfactory evidence) to be the person~~(s)~~ whose name~~(s)~~ is/~~are~~ subscribed to the within instrument, and acknowledged to me that he executed the same in his authorized capacity~~(ies)~~, and that by his signature~~(s)~~ on the instrument the person~~(s)~~, or the entity upon behalf of which the person~~(s)~~ acted, executed the instrument.

WITNESS my hand and official seal.

[SEAL]



Ursula Santiago
Notary Signature

IN TESTIMONY WHEREOF, I hereunto set my hand and seal this 10th day of October, 2001.

Christopher L. Seaman
CHRISTOPHER L. SEAMAN

STATE OF California }
COUNTY OF San Diego } ss.

On October 10, 2001, before me, Ursula Santiago, Notary Public personally appeared Christopher L. Seaman ~~personally known~~ to me (or proved to me on the basis of satisfactory evidence) to be the person(s) whose name(s) is/~~are~~ subscribed to the within instrument, and acknowledged to me that he executed the same in his authorized capacity(~~ies~~), and that by his signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

WITNESS my hand and official seal.

[SEAL]



Ursula Santiago
Notary Signature